

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Coleman et al.

Title: PHARMACEUTICAL USES  
OF BIOPHOSPHONATES

Appl. No.: 10/578,290

International 12/2/2004

Filing Date:

371(c) Date: 1/11/2007

Examiner: Sznaidman, Marcos L.

Art Unit: 1612

Confirmation Number: 2763

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

Submission required under 37 C.F.R. §1.114: (check items that apply)

Enclosed are:

- [ X ] Amendment/Reply.
- [ X ] Affidavit(s)/Declaration(s).
- [ X ] Information Disclosure Statement.
- [ X ] Form PTO/SB/08 with copies of 4 listed reference(s).
- [ ] Other .

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate		Fee Totals
RCE Fee 1.17(e):				\$810.00	=	\$810.00
Total Claims:	9	-	20 = 0	x \$52.00	=	\$0.00
Independents	2	-	3 = 0	x \$220.00	=	\$0.00
First presentation of any Multiple Dependent Claims:			+ \$390.00		=	\$0.00
				CLAIMS FEE TOTAL:	=	\$810.00

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ X ] Extension for response filed within the first month:	\$130.00	1	\$130.00
[ ] Extension for response filed within the second month:	\$490.00		\$0.00
[ ] Extension for response filed within the third month:	\$1,110.00		\$0.00
[ ] Extension for response filed within the fourth month:	\$1,730.00		\$0.00
[ ] Extension for response filed within the fifth month:	\$2,350.00		\$0.00
	EXTENSION FEE SUBTOTAL:		\$130.00
	EXTENSION FEE ALREADY PAID:	-	\$0.00
	EXTENSION FEE TOTAL		\$130.00
	CLAIMS AND EXTENSION FEE TOTAL:		\$940.00
[ ]	Small Entity Fees Apply (subtract ½ of above):		\$0.00
[ ]	Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
	TOTAL FEE:		\$940.00

The above-identified fees of \$940.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Dated: April 27, 2009

FOLEY & LARDNER LLP  
Customer Number: 23524  
Telephone: (608) 258-4303  
Facsimile: (608) 258-4258

By Joseph P. Meara

Joseph P. Meara  
Attorney for Applicant  
Registration No. 44,932